

CITY COUNCIL CITY OF LODI
COUNCIL CHAMBERS, CITY HALL
JULY 15, 1953

This regular meeting of the City Council of the City of Lodi held beginning at 8:00 o'clock p.m. on Wednesday, July 15, 1953; Councilmen Hillman, Preszler, Rinn, Robinson and Richey (Mayor) present; none absent.

The minutes of the previous meetings of June 17, 1953, and July 1, 1953, were approved as written and mailed after making the following correction to the minutes of June 17, 1953:

The second sentence of the paragraph entitled "Sell Rite Market Traffic" be amended to read: Mr. Aberle suggested that the congestion at the driveway on the Lodi Avenue side of the Market parking lot could be overcome by widening the driveway to allow room for cars to both enter and leave the lot at the same time, and by painting sections of the curb red on either side of the driveway, and that traffic congestion on Lodi Avenue would be eased by the painting of a double white line in the center of the street from the Church Street intersection west to the westerly end of the driveway.

COMMUNICATIONS

ANNUAL
MEETING OF
P.C.B.O.C. Letter from the Pacific Coast Building Officials Conference urging the City Council to permit the Building Inspector to attend the Annual Business Meeting of the P.C.B.O.C. to be held in Pasadena, October 6-9, 1953. It also was suggested that a member of the City Council attend to learn first hand the operations of the organization.

VETERAN CAB
COMPANY
SURRENDERS
PERMIT Letter from the Veteran Cab Company requesting consent to surrender the permit for the operation of a taxicab business as of July 16, 1953. The letter, signed by Thomas C. Gholson, stated that it is his conviction based on more than one year's operation that it is not feasible for two competing permittees to profitably operate and maintain proper service to the general public under the conditions presently existing in the City of Lodi. Mr. Weller presented a second letter from the City Cab Company, signed by Edward E. Dancer, requesting: (a) The allocation of the cab stand presently assigned to the Veteran Cab Company in front of the Red Anchor Cafe, located at 31 North Sacramento Street, and the abandonment of the stand on the east side of Sacramento Street at approximately the same location; (b) Permission to increase by two the number of vehicles used in the operation of the City Cab Company; and (c) Permission to operate the additional vehicles bearing their present color scheme for a reasonable time prior to repainting. City Attorney Mullen asked Mr. Robert Mertz, representing the City Cab Company, what the company regarded as a reasonable time. It was agreed by Mr. Mertz and the Council that six months would be considered a reasonable time. Councilman Robinson pointed out that at the time the permit was awarded the second company, there had been a question as to whether two competing companies could operate profitably in Lodi and that the answer to this question appears to have been answered. Councilman Rinn replied that it should also be pointed out that the Veteran Cab Company has shown a profit and that it cannot be said that the company lost money. On the motion of Councilman Rinn, Preszler second, the Council voted to grant the requests submitted by the two companies. Mr. Mertz assured Councilman Rinn that rates would remain the same.

PUBLIC HEARINGS

BUNCH
REZONING
ORD. NO. 494
INTRODUCED

Mayor Richey opened the meeting to the hearing of protests to the proposed rezoning of the 115-foot strip of the Lillian Bunch property on the east side of South Fairmont Avenue opposite Lodi Memorial Hospital, lying parallel to the street. Due notice and publication of the intention of the City Council to rezone said property from the R-1 Residential District to the R-3 Residential District having been given and no protest being received, Councilman Robinson moved, Preszler second, the introduction of Ordinance No. 494, approving the rezoning as requested.

TRACT
RESTRICTIONS

Mr. Trevor Martin addressed the City Council to ask what action could be taken by the City to enforce tract restrictions. City Attorney Mullen explained that tract restrictions could not be enforced by the City. He advised Mr. Martin that civil action would have to be taken since it is a matter involving a personal contract violation.

HALL OF
JUSTICE
SITE

Mr. Carl Wishek addressed the City Council to say that he and his group, consisting of Mr. Floyd Knight, Mr. Ben Horton, Mr. John Graffigna, Mr. Sidney Wortley, Mr. H. E. Looser, Mrs. Viola Reising, and Mr. Reuben Rott, were appearing to protest the building of the Hall of Justice on Pine Street, Church Street or Elm Street. He stated that public opinion runs very strongly in opposition to the proposed location adjacent to the City Hall. It is his belief that if the question were placed on the ballot it would be defeated by a five to one majority. He proposed that the matter be placed on the ballot to determine the location after completion of the Master Plan. Mayor Richey assured the group that the City Council does not contemplate construction of the Hall of Justice within the next few weeks. She added that no action was contemplated until the phase of the Master Plan dealing with the public buildings is completed. She explained that public hearings would be held on this phase of the Master Plan before it is adopted. In reply to a question by Mr. Looser, Councilman Robinson stated that it did not necessarily mean that the entire Master Plan be completed before a decision on the Hall of Justice is made. He added that the Council may find it advisable to consider the Master Plan in piecemeal fashion, rather than wait until it is completed in its entirety before adopting any of the various parts of it. Mr. Graffigna stated that the people coming into town to develop the Master Plan are not interested in the welfare of the City, and that the City Council should listen to the citizens of the City rather than to the outsiders. Councilman Rinn replied that the planning consultant is not going to tell the City what to do, but is going to tell the Council what is going on at present and what will be taking place in the future. By this means the Council and the citizens will be able to determine steps necessary to achieve what they want. Mr. Graffigna then told Councilman Robinson that he had no right to talk to the people whose names appeared on the petition and attempt to turn them to his way of thinking. Councilman Robinson replied that he had as much right to ask his friends what they think of public issues as Mr. Graffigna has. Mr. Wortley stated that the proposed site for the Hall of Justice is close to the downtown business section; that

the traffic that goes to the Civic Center has only one reason in mind and this is no drawing card for the business locations. Mr. Rott stated that the group addressing the Council were all substantial citizens of the community and they only wanted to be assured that they will be given more opportunity to bring their thinking to the City Council before the City embarks upon any plan. Mayor Richey assured the group that the Council has made no hasty decisions. Councilman Rinn stated that the members of the City Council are just as interested in the welfare of the City as the group appearing before the Council. He added that the City Council is probably better informed than these people. He asked how the City Council can operate on the basis of an informed public opinion when they must sit in a vacant Council Chamber. Mrs. Reiswig concluded the discussion by asking who was responsible for highpressuring the Hall of Justice. She added that there had been protests to the location during the term of Mayor Tolliver.

REPORTS OF THE CITY MANAGER

AWARD FIRE DEPT. SEDAN RES. NO. 1760 ADOPTED

The City Manager presented the tabulation of bids for the purchase of a four-door sedan for use by the Assistant Fire Chief. He explained that alternate bids had been requested to include a trade-in value for the old car. Loewen Auto Company submitted the low basic bid of \$1684.45. However, Krieger Motors submitted an alternate bid of \$1200.00 including the trade-in. The Purchasing Agent had received a high bid of \$400.00 for the old car; therefore Mr. Weller recommended the award be made to Krieger Motors as the lowest and best bidder. Resolution No. 1760, awarding the purchase to Krieger Motors, was adopted on the motion of Councilman Rinn, Robinson second.

SPECIFICATIONS FOR BUSINESS COUPE

Specifications for the purchase of a 1953 business coupe in the moderate price range for use in the Inspection Department were approved on the motion of Councilman Preszler, Hillman second. Mr. Weller explained that provisions for the purchase of this automobile were included in the 1953-54 Budget.

SPECIFICATIONS FOR SEDAN

On the motion of Councilman Rinn, Hillman second, the Council approved the specifications for the purchase of a 1953 four-door sedan for use in the Engineering Department. This purchase was also provided for in the 1953-54 Budget.

SPECIFICATIONS FOR RENTAL OF POLICE CARS

Specifications for the rental of lease of 4 four-door sedans to be used in the Police Department as patrol cars were approved on the motion of Councilman Robinson, Hillman second. The specifications called for the dealer to carry collision insurance, make all repairs, furnish maintenance including 3 wash jobs per month, service every 1,000 miles, and to furnish a new car every 30,000 miles or 12 months, whichever occurs first. The City will furnish gas, oil and tires (other than original set) and finance cost of installation of special equipment not included in the specifications.

SPECIFICATIONS FOR HUTCHINS STREET CONSTRUCTION

Specifications for construction work on South Hutchins Street from Lodi Avenue to 150 feet south of the center line of Cardinal Street were submitted by the City Manager. Since construction is to be partially financed by State funds, Councilman Rinn moved, Robinson second, that the specifications be approved contingent upon securing the approval of the State Division of Highways.

CONTRACT
WITH STATE
PERSONNEL
BOARD

Mr. Weller recommended that the City sign a contract with the California State Personnel Board, Cooperative Personnel Services, authorizing that agency to furnish the City of Lodi with examining services for the 1953-54. He explained that the City has used these services a number of times in the past year and now the State Personnel Board wants to formalize the relationship. On the motion of Councilman Rinn, Robinson second, the Council adopted Resolution No. 1759, authorizing the signing of the agreement upon receipt of approval from the City Attorney.

SALARY
INCREASE
CLASSIFIED
SERVICE

ORD. NO. 495
INTRODUCED

The City Manager, after noting that no provisions for salary increases had been made at the time the adoption of the 1953-54 Budget pending a salary survey, stated that he had completed a salary survey of the classified positions. The Salary Committee of the City Employees' Association and the department heads have been presented with the results of the survey and agreement on recommendations had been achieved. Mr. Weller explained that his recommendation for a new schedule would provide for a 2% increase for all salaries, and a one step increase in six instances where he found that the present salary was not in line. He estimated that the cost of the increases would be approximately \$17,500 a year including pension fund contributions, merit increases, overtime, and vacation. Mr. Paul McClure, Vice-president of the City Employees' Association addressed the Council to verify the fact that the Employees' Association had agreed to the proposed increases. Mr. Brown, an employee in the Utilities Department, protested that this recommendation did not include a proposal from the International Brotherhood of Electrical Workers. Mr. Weller replied that he had discussed the matter with the Union's business representative, but he had received no proposal from the Union. Mr. Alfred M. Hansen, business representative for the Union, addressed the Council to say that the proposed salary increases would not be in line with other cities. He said that he knew of no increases of less than 5% or \$15 a month. Mr. Weller replied that he had surveyed cities of similar size in Northern California in arriving at his recommendations. He pointed out that the salaries paid in the local area are significant, but that we cannot be concerned with the salaries paid in other parts of the country because they are in different labor markets. Ordinance No. 495, approving the recommendations of the City Manager and adopting the new salary schedule, was introduced on the motion of Councilman Robinson, Preszler second. In answer to a question by Councilman Rinn regarding the salaries of the heads of departments, Mr. Weller stated that he planned to conduct a survey of department heads' salaries in three or four months.

CITY PLANNING COMMISSION

ANNEXATION
51ST ADD.

RES. NO. 1758
ADOPTED

Mr. Weller presented a petition for annexation of territory under the "Annexation of Uninhabited Territory Act of 1939" signed by Catherine Fugazi and Antonio and Rosa Avegio. The boundaries of the territory had received the approval of the County Boundary Commission, and annexation had been recommended by the City Planning Commission. Councilman Preszler moved, Robinson second, the adoption of Resolution No. 1758, declaring the intention of the City Council to annex said territory as the "51st Addition, Lands North of West Lockeford Street and West of Ham Lane", and setting August 19, 1953, as the date for public hearing. The motion was passed by unanimous vote.

WELLINGTON
PARK
FINAL MAP
APPROVED

A final map entitled "Wellington Park" of lands on the west side of Ham Lane, north of the Zion Reform Church, certified by the City Engineer as substantially complying with the tentative map approved by the City Planning Commission, was approved for recordation and the streets and easements therein accepted as City streets. This acceptance is subject to improvement of the streets to City standards before they will be maintained by the City. Mayor Richey then signed the map.

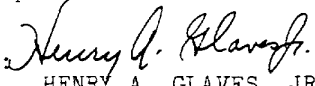
MRS. HEAGERTY
APPOINTED TO
PLANNING
COMMISSION

The Council then considered the three names submitted by the City Planning Commission as recommended for appointment to that body to fill the vacancy created by the retirement of Carl Wishek. The names of Mr. James F. Culbertson, Jr., Mrs. Mary Heagerty and Mr. E. A. (Bill) Menzel being those submitted. After noting that the women of the City were not represented on the Planning Commission at the present time, Mrs. Mary Heagerty was appointed for the term expiring June 30, 1957, on the motion of Councilman Rinn, Hillman second.

SUNSET
ADDITION

Action on the request by residents of South Sunset Drive for permission to commence annexation proceedings was deferred pending receipt of approval of the boundaries by the County Boundary Commission.

On the motion of Councilman Rinn, the City Council adjourned at 9:50 o'clock p.m.

ATTEST, 
HENRY A. GLAVES, JR.
City Clerk